

REMARKS

In the outstanding official action, the abstract was objected to because it was deemed not to commence on a separate sheet as required. In response, the present abstract is herewith cancelled, and a new abstract is substituted therefore on a separate sheet apart from any other text.

In response to the objection to the disclosure for failing to provide section headings, this objection is acknowledged, but Applicant respectfully declines to add headings as they are not required in accordance with MPEP §608.01(a). In this regard, it is noted that a brief description of the single figure of the drawing is in fact provided on page 4, paragraph 2 of the instant specification.

Claims 1-4 and 6 were rejected under 35 USC 112 as being indefinite because of the use of the phrase "particularly" in claims 1, 3 and 6. In response, these claims are herewith amended to delete the objected-to phrase and recite the subject matter of the instant invention in a manner which more particularly points out and distinctly claims the subject matter regarded as the invention. It is respectfully submitted that the currently-pending claims, as herewith amended, now fully comply with the requirements of Section 112.

On the merits, claims 1, 3 and 6 were rejected under 35 USC 102(e) as being anticipated by Balfanz, with claim 5 being rejected under 35 USC 102(b) as being anticipated by Dong, claim 2 being rejected under 35 USC 103(a) as being unpatentable over Balfanz in view of Duffy and claim 4 being rejected under §103(a) as being unpatentable over Balfanz in view of Pare, all for the reasons of record.


In response to the foregoing rejections, independent claims 1, 5 and 6 have been amended to more particularly and precisely recite the novel and unobvious features of the instant invention, and it is respectfully submitted that these independent claims, and the remaining claims depending therefrom, are now clearly patently distinguishable over the cited and applied references for the reasons detailed below.

More particularly, claim 1 has been amended in order to more specifically recite a network apparatus for communicating with a network, wherein a biometry module is provided for detecting biometrical data of a user, with this biometrical data also being supplied to the network, and with a configuration module being directly coupled to the biometry module. Additionally, claims 5 and 6 have been amended to more particularly and precisely recite that the biometrical data of a user is supplied to both the network and the network apparatus. It is respectfully submitted that the

foregoing limitations are neither shown nor suggested in the cited and applied references.

In view of the foregoing amendments and remarks, it is respectfully submitted that the currently-pending claims, as herewith amended, are now clearly patenably distinguishable over the cited and applied references. Accordingly, allowance of the instant application is respectfully submitted to be justified at the present time, and favorable consideration is earnestly solicited.

Respectfully submitted,

By 

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